IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.21567 of 2008
MD. MUSLIM
Versus
STATE OF BIHAR
with
Cr.Misc. No.21767 of 2008
SALO @ SALMA KHATOON
Versus
STATE OF BIHAR
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3 **21.7.2008** Heard learned counsel for the petitioner and learned counsel for the state.

Cr.Misc.no. 21767 of 2008 is anticipatory bail filed on behalf of the petitioner Salo @ Salma Khatoon whereas Cr.Misc.no. 21567 of 2008 is regular bail filed on behalf of the petitioner Md. Muslim.

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Both the petitioners are accused in a case under sections 304B, 201 read with 34 of the Penal Code.

Petitioner Md. Muslim is father in law of the victim lady whereas other petitioner is her Gotni. The marriage of deceased lady was performed in the year 1993 and the present incident took place on 6.9.2007.

It has been submitted on behalf of the petitioners that during course of investigation witnesses have stated that the death of the deceased took place due to ailment and a petition has been filed on behalf of the informant in the court below in which it has been mentioned that the case has been filed on the basis of wrong information.

According to learned APP, during investigation two of the witnesses stated before the police that the deceased died of natural death.

In the facts and circumstances of the case, both the applications are allowed.

Petitioner Salo @ Salma Khatoon, in the event of arrest or surrender within three weeks from the date of receipt of copy of this order, shall be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate, Hilsa (Nalanda) in Karai Parsurai P.S. case no. 345 of 2007, subject to the condition as laid down under section 438(2) Cr.P.C.

Other petitioner namely Md. Muslim is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate, Hilsa (Nalanda) in Karai Parsurai P.S.case no. 345 of 2007.

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(M.Saran,J)